

CORONERS ORDINANCE 1970

593

No. 55 of 1970

An Ordinance to amend the *Coroners Ordinance* 1930-1938

[Assented to 8 December, 1970]

BE it ordained by the Legislative Council for the Northern Territory of Australia as follows:—

1.—(1.) This Ordinance may be cited as the *Coroners Ordinance* 1970. Short title and citation

(2.) The *Coroners Ordinance* 1930-1938 is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance as amended by this Ordinance may be cited as the *Coroners Ordinance* 1930-1970.

2. This Ordinance shall come into operation on the date on which the *Records of Depositions Ordinance* 1970 comes into operation.* Commencement

3. After section 5 of the Principal Ordinance, the following section is inserted:—

“5A. The clerk of the Local Court the office of which is situated nearest to the place where a coroner holds an inquest shall be the clerk to the coroner for the purpose of that inquest.” Clerk to coroner

4. Section 11 of the Principal Ordinance is repealed. Repeal of section 11

5. Section 13 of the Principal Ordinance is amended by omitting sub-section (2.) and inserting in its stead the following sub-section:— Proceedings upon inquisition charging person with murder, manslaughter or arson

“(2.) The clerk to the coroner for the purpose of the inquest shall, as soon as practicable after the completion of the inquest, forward to the Crown Law Officer the inquisition, a copy, certified by writing under the hand of the clerk to be a true copy, of a transcript of the record or of the record, as the case requires, of the depositions of the witnesses in the inquest, the exhibits in the inquest and the recognizances.”

* That date was 18 December, 1970.

6. After section 13 of the Principal Ordinance, the following section is inserted:—

Transmission of
record of
depositions to
clerk

“13A. Where a coroner holds an inquest at a place other than the place at which is situated the office of the clerk to the coroner for the purpose of the inquest and the clerk is not in attendance at the inquest, the coroner shall, as soon as practicable after the inquest has been completed, cause to be transmitted to the clerk at his office the record of the depositions of the witnesses in the inquest.”.

7. Section 27 of the Principal Ordinance is repealed and the following section inserted in its stead:—

Evidence or
statement by
person charged

“27.—(1.) A coroner shall, having previously explained to a person charged in pursuance of section 13 of this Ordinance that he is not obliged to give evidence or to make a statement but that any evidence he gives or any statement he makes will be recorded and may be given in evidence at his trial, cause to be recorded any evidence he gives or any statement he makes.

“(2.) Upon the trial of the person, any evidence given or any statement made in pursuance of this section may be given in evidence.”.

Omission of
Form 11

8. The Schedule to the Principal Ordinance is amended by omitting Form 11.
